



4. Allstate is a foreign corporation with its principal place of business in Northbrook, Illinois.
5. The Complaint filed by Jerry West seeks compensatory damages for real and personal property in the amount of One Hundred Thirty One Thousand, Two Hundred Fifty Dollars (\$131,250.00); costs to be taxed to Allstate; and such other and further relief to which the Plaintiff may be entitled, without an amount delineated.
6. In diversity cases, a District Court has jurisdiction “where the matter and controversy exceeds the sum or value of Seventy Five Thousand Dollars (\$75,000.00), exclusive of interest and costs,” 28 U.S.C. § 1332(a). In the present matter, Plaintiff seeks compensatory damages in the amount of One Thirty One Thousand, Two Hundred Fifty Dollars (\$131,250.00). However, Plaintiff also seeks recovery of any additional award to be proffered upon him by the Court. Clearly, the delineated damages, as well as any potential aggregate damages, well exceed the Seventy Five Thousand Dollar (\$75,000.00) limit.
7. There is complete diversity of citizenship between Jerry West, Plaintiff, and Allstate Indemnity Company, Defendant, and the amount in controversy in this case, exclusive of interests and costs, clearly exceed the Seventy Five Thousand Dollar (\$75,000.00) threshold. This Court has original jurisdiction of this case pursuant to 28 U.S.C.A §1332.
8. Allstate has filed a copy of this Notice with the Circuit Court for Morgan County, Tennessee, and has also served a copy on the attorney for the Plaintiff, Jerry West.

9. Counsel for Allstate Insurance Company, Michele E. Cooper, is duly licensed to practice in the United States District for the Eastern District of Tennessee, and a Certificate of Good Standing from the United States District Court for the Middle District of Tennessee is attached hereto as Exhibit "B."

WHEREFORE, Allstate requests that this action be removed from Circuit Court for Morgan County to the United States District Court for the Eastern District of Tennessee, at Knoxville.

We respectfully demand a jury of six (6) to hear this matter.

Respectfully submitted,

s/ MICHELE E. COOPER

**MICHELE E. COOPER, BPR #17312**

MILLS & COOPER

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**CERTIFICATE OF SERVICE**

Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. All other parties will be served by regular U.S. mail. Parties may access this filing through the Court's electronic filing system. The Plaintiff's counsel was sent a copy of this Pleading by U. S. Mail as follows:

James W. Brooks, Jr.  
Attorney at Law  
PO Box 160  
Wartburg, TN 37887

on this 8th day of January, 2007.

s/ MICHELE E. COOPER

**MICHELE E. COOPER**